

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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FILED

AUG 27 2004

**IN RE THE MATTER OF A COMPLAINT)
AGAINST LIBERTYTREE CAMPGROUND)
OWNERS AND MEMBERS ASSOCIATION,)
INC. d/b/a HERITAGE HILLS)**

**INDIANA UTILITY
REGULATORY COMMISSION**
CAUSE NO. 41662

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

Pursuant to a Docket Entry issued in this Cause on August 16, 2004, an Attorneys' Conference was convened in this Cause on August 25, 2004. At that Attorneys' Conference, Respondent Libertytree Campground Owners and Members Association, Inc. d/b/a Heritage Hills ("Libertytree") appeared by counsel, William B. Powers. The OUCC appeared, by counsel, Leja Courter, with OUCC staff member Scott Bell. Also present were IURC staff Jerry Webb and Moshrek Sobhy.

The parties updated the Presiding Officers on the status Libertytree's bylaws, which initially provided for an automatic 3% annual increase in the water rate charged to all members and owners. Counsel for Libertytree advised that this automatic increase provision has been removed from the bylaws, and that a copy of the bylaws will be provided to all parties to this proceeding.

Counsel for Libertytree reiterated the information contained in informational filings made on August 10, 2004, and August 16, 2004, in response to a Docket Entry issued in this Cause on July 22, 2004. Additionally, Libertytree confirmed that it filed an initial schedule of rates and charges ("Tariff") with the Commission's Gas, Water, and Sewer Division on August 10, 2004.

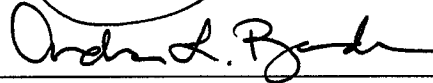
The parties advised that they will be able to reach a stipulated settlement in this matter and that they intend to file their written agreement with the Commission on or before September 17, 2004. The parties also agreed that testimony in support of the stipulation and settlement agreement shall be filed with the Commission on or before September 17, 2004.

Given these recent events, the Presiding Officers hereby find that it is necessary to reopen this proceeding to ensure that the Commission has a full and complete record upon which to make a decision in this matter. Accordingly, a settlement hearing is hereby scheduled for September 23, 2004, at 2:00 p.m. in Room E306 of the Indiana Government Center South, Indianapolis, Indiana.

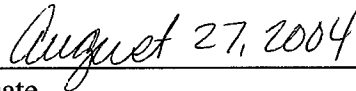
IT IS SO ORDERED.



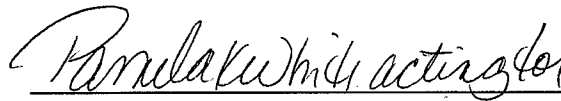
David E. Ziegner, Commissioner



Andrea L. Brandes, Administrative Law Judge



Date



Nancy E. Manley, Secretary to the Commission